Jones, J

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----------X

MICHAEL ECONN,

Plaintiff,

-against-

BARCLAYS BANK PLC and BARCLAYS CAPITAL INC.,

Defendants.

----------X

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 12/29/10

07 Civ. 2440 (BSJ) (GWG)

STIPULATION OF DISMISSAL WITH PREJUDICE

WHEREAS, on or about March 26, 2007, plaintiff Michael Econn ("Econn") commenced this action by filing a complaint in the United States District Court for the Southern District of New York, captioned Econn v. Barclays Bank PLC and Barclays Capital Inc., Case No. 07-cv-2440 (BSJ) (GWG), against Barclays Bank PLC and Barclays Capital Inc. (collectively, "Barclays");

WHEREAS, on October 7, 2010, Barclays and Econn (the "Parties") appeared at a settlement conference before the Honorable Gabriel W. Gorenstein, U.S.M.J. (the "Settlement Conference"); and

WHEREAS, with the assistance of Magistrate Judge Gorenstein, the Parties resolved at the Settlement Conference to settle all matters between them and subsequently entered into a Confidential Settlement Agreement and Release (the

"Agreement"), pursuant to which Econn has agreed to a dismissal of all claims against Barclays with prejudice.

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, that any and all claims and causes of action in the above-captioned action are dismissed with prejudice, and that each party shall be responsible for its own fees and costs.

Dated: December 6, 2010

SULLIVAN & CROMWELL LLP

By: _____

Theodore O. Rogers, Jr.
Sullivan & Cromwell LLP
125 Broad Street
New York, New York 10004
(212) 558-4000
rogerst@sullcrom.com

Attorneys for Barclays Bank PLC and Barclays Capital Inc.

VLADECK, WALDMAN, ELIAS & ENGELHARD, P.C.

By: _____

Anne C. Vladeck
Vladeck, Waldman, Elias & Engelhard, P.C.
1501 Broadway, Suite 800
New York, New York 10036
(212) 403-7300
avladeck@vladeck.com

Attorneys for Plaintiff Michael Econn

SO ORDERED on this 29th day of December 2010

_____
Hon. Barbara S. Jones, U.S.D.J.

BC